



VIA: USPS Certified Mail  
Shipping Event: 1st

February 19, 2013

Barbara Schneider  
2068 Falcon Road  
Hillsboro, KS 67063

## **SETTLEMENT AGREEMENT**

### **CITATION AND NOTIFICATION OF PENALTY**

We believe that you violated the Animal Welfare Act (7 U.S.C. § 2131 et seq.) (AWA), as described below.

#### **Date of Violation: September 14, 2011**

**9 C.F.R. § 2.40(b)(2)** Attending Veterinarian and Adequate Veterinary Care. Each dealer or exhibitor shall establish and maintain programs of adequate veterinary care that include the use of appropriate methods to prevent, control, diagnose, and treat diseases and injuries, and the availability of emergency, weekend, and holiday care.

Barbara Schneider failed to provide adequate veterinary care for a female Maltese with wet hair around its mouth and chin area, thick saliva running out of the left side of its mouth, and that pulled away and would not allow the interior of its mouth to be examined.

#### **Date of Violation: September 14, 2011**

**9 C.F.R. § 3.1(a)** Housing Facilities, General. Structure; Construction. Housing facilities for dogs must be designed and constructed so that they are structurally sound. They must be kept in good repair, and they must protect the animals from injury, contain the animals securely, and restrict other animals from entering.

Barbara Schneider failed to maintain enclosures so that they were structurally sound, protected the animals from injury, and contained the animals securely, as evidenced by dividing walls in enclosures that had become detached from the flooring.

#### **Date of Violation: January 10, 2012**

**9 C.F.R. § 2.40(b)(2)** Attending Veterinarian and Adequate Veterinary Care. Each dealer or exhibitor shall establish and maintain programs of adequate veterinary care that include the use of appropriate methods to prevent, control, diagnose, and treat diseases and injuries, and the availability of emergency, weekend, and holiday care.

Barbara Schneider failed to provide adequate veterinary care to two Yorkshire Terriers and a Lhasa Apso in need of grooming, as evidenced by soiled and matted hair over most of their bodies.



**Date of Violation: January 10, 2012**

**9 C.F.R. § 3.1(a)** Structure; Construction. Housing facilities for dogs must be designed and constructed so that they are structurally sound. They must be kept in good repair, and they must protect the animals from injury, contain the animals securely, and restrict other animals from entering.

Barbara Schneider failed to ensure enclosures remained structurally sound and protected the animals from injury, as evidenced by a broken PVC pipe in an enclosure with extremely sharp points, enclosure dividing walls that were no longer attached to the flooring, and a rusted corner on an enclosure door that had a sharp and rough edge.

**Date of Violation: January 10, 2012**

**9 C.F.R. § 3.11(a)** Cleaning, Sanitation, Housekeeping, and Pest Control. Cleaning of primary enclosures. Excreta and food waste must be removed from primary enclosures daily, and from under primary enclosures as often as necessary to prevent as excessive accumulation of feces and food waste, to prevent soiling of the dogs contained in the primary enclosures, and to reduce disease hazards, insects, pests, and odors.

Barbara Schneider failed to remove excreta from enclosures housing animals as required, as evidenced by dogs walking and sitting in excessive accumulations of feces.

**Date of Violation: January 10, 2012**

**9 C.F.R. § 3.11(d)** Cleaning, Sanitation, Housekeeping, and Pest Control. An effective program for the control of insects, external parasites affecting dogs, and birds and mammals that are pests, must be established and maintained so as to promote the health and well-being of the animals and reduce contamination by pests in animal areas.

Barbara Schneider failed to maintain an effective program of pest control, as evidenced by rodent feces observed around the facility.

**Date of Violation: June 20, 2012**

**9 C.F.R. § 2.40(b)(2)** Attending Veterinarian and Adequate Veterinary Care. Each dealer or exhibitor shall establish and maintain programs of adequate veterinary care that include the use of appropriate methods to prevent, control, diagnose, and treat diseases and injuries, and the availability of emergency, weekend, and holiday care.

Barbara Schneider failed to provide adequate veterinary care for a male silky terrier with a brown build-up on his teeth and gum line and a loose canine tooth.



**Date of Violation: June 20, 2012**

**9 C.F.R. § 3.1(c)(1)(i) Housing Facilities, General. Surfaces, General Requirements.** The surfaces of housing facilities including houses, dens, and other furniture-type fixtures and objects within the facility must be constructed in a manner and made of materials that allow them to be readily cleaned and sanitized, or removed or replaced when worn or soiled. Interior surfaces and any surfaces that come in contact with dogs must be free of excessive rust that prevents the required cleaning and sanitization, or that affects the structural strength of the surface.

Barbara Schneider failed to ensure that interior surfaces and surfaces that came in contact with dogs were free of excessive rust that prevented the required cleaning and sanitation, as evidenced by areas of rust on the vinyl coated flooring.

**Date of Violation: October 9, 2012**

**9 C.F.R. § 3.1(c)(1)(i) Housing Facilities, General. Surfaces, General Requirements.** The surfaces of housing facilities including houses, dens, and other furniture-type fixtures and objects within the facility must be constructed in a manner and made of materials that allow them to be readily cleaned and sanitized, or removed or replaced when worn or soiled. Interior surfaces and any surfaces that come in contact with dogs must be free of excessive rust that prevents the required cleaning and sanitization, or that affects the structural strength of the surface.

Barbara Schneider failed to ensure that interior surfaces and surfaces that came in contact with dogs were free of excessive rust that prevented the required cleaning and sanitation and affected the structural strength, as evidenced by an enclosure with rusted metal on the front wall that had broken away from the base of the wall and rust on an enclosure gate that flaked off when touched.

The penalty for the alleged violation(s) described above is \$2,321.